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August 13, 2008

VIA TELEFAX - 212-805-6382

Honorable Victor Marrero  
United States District Court  
Southern District of New York  
500 Pearl Street  
New York, New York 10007

RE: Fortis Corporate Insurance a/s/o Empire Resources, Inc. v.  
Total Quality Logistics, Hills Trucking, Inc.  
Index No.: 07 Civ. 3731 (VM)  
Our Ref.: 07-E-002-RB/LS

Dear Honorable Marrero:

We represent plaintiff in the captioned matter.

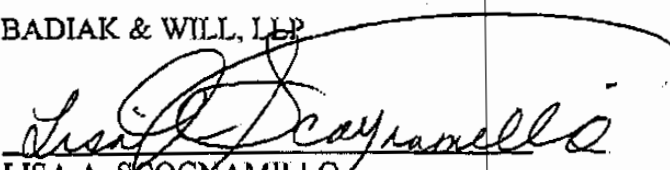
On July 23, 2008, this Court issue a thirty (30) day Order conditionally discontinuing this action without prejudice on ground the matter had been settled.

We respectfully request that upon expiration of the initial thirty (30) days, the Order be extended an additional thirty (30) days to allow receipt of settlement funds. Counsel for Canal Insurance has not yet advised when settlement funds will be forwarded, despite our repeated inquiries.

We thank the Court for its kind attention to this matter.

Respectfully submitted,


BADIAK & WILL, LLP

  
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LA:3/lmw

cc: See Attached List

USDS SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
DOC #:  
DATE FILED: AUG 19 2008

SO ORDERED: AUG 19 2008  
  
HON. PAULA A. CROTTY  
UNITED STATES DISTRICT JUDGE

MEMO ENDORSED

MEMO ENDORSED

**VIA TELEFAX ONLY 513-579-6457**

Attn: Charles M. Miller, Esq.  
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